

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

## SENATE ENROLLED ACT No. 26

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AN ACT to amend the Indiana Code concerning insurance.

*Be it enacted by the General Assembly of the State of Indiana:*

SECTION 1. IC 5-10-8-14.8 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 14.8. (a) This section applies to an employee health plan that provides coverage for prescription eye drops.**

**(b) As used in this section, "covered individual" means an individual who is entitled to coverage under a state employee health plan.**

**(c) As used in this section, "state employee health plan" means one (1) of the following:**

**(1) A self-insurance program established under section 7(b) of this chapter to provide group health coverage.**

**(2) A contract with a prepaid health care delivery plan that is entered into or renewed under section 7(c) of this chapter.**

**(d) A state employee health plan must provide coverage for a refill of prescription eye drops if the following are met:**

**(1) For a thirty (30) day supply, the covered individual requests the refill not earlier than twenty-five (25) days after the date the prescription eye drops were last dispensed to the covered individual.**

**(2) For a ninety (90) day supply, the covered individual**



requests the refill not earlier than seventy-five (75) days after the date the prescription eye drops were last dispensed to the covered individual.

(3) The prescribing practitioner has indicated on the prescription that the prescription eye drops are refillable and the refill requested by the covered individual does not exceed the refillable amount remaining on the prescription.

(e) The coverage required by subsection (d) must not be subject to dollar limits, copayments, deductibles, or coinsurance provisions that are less favorable to a covered individual than the dollar limits, copayments, deductibles, or coinsurance provisions that apply to coverage for prescription drugs generally under the state employee health plan.

(f) This section applies to a state employee health plan issued, delivered, amended, or renewed after December 31, 2015.

SECTION 2. IC 27-8-32.1 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]:

**Chapter 32.1. Coverage for Prescription Eye Drops**

**Sec. 1.** This chapter applies to a policy of accident and sickness insurance that provides coverage for prescription eye drops.

**Sec. 2.** As used in this chapter, "insured" means an individual who is entitled to coverage under a policy of accident and sickness insurance.

**Sec. 3.** As used in this chapter, "policy of accident and sickness insurance" has the meaning set forth in IC 27-8-5-1.

**Sec. 4. (a)** A policy of accident and sickness insurance must provide coverage for a refill of prescription eye drops if the following are met:

(1) For a thirty (30) day supply, the insured requests the refill not earlier than twenty-five (25) days after the date the prescription eye drops were last dispensed to the insured.

(2) For a ninety (90) day supply, the insured requests the refill not earlier than seventy-five (75) days after the date the prescription eye drops were last dispensed to the insured.

(3) The prescribing practitioner has indicated on the prescription that the prescription eye drops are refillable and the refill requested by the insured does not exceed the refillable amount remaining on the prescription.

(b) The coverage required by subsection (a) must not be subject to dollar limits, copayments, deductibles, or coinsurance provisions that are less favorable to an insured than the dollar limits,



copayments, deductibles, or coinsurance provisions that apply to coverage for prescription drugs generally under the policy of accident and sickness insurance.

(c) This section applies to a policy of accident and sickness insurance issued, delivered, amended, or renewed after December 31, 2015.

SECTION 3. IC 27-13-7-20.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 20.1. (a) This section applies to an individual contract or a group contract that provides coverage for prescription eye drops.**

**(b) An individual contract or a group contract must provide coverage for a refill of prescription eye drops if the following are met:**

- (1) For a thirty (30) day supply, the enrollee requests the refill not earlier than twenty-five (25) days from the date the prescription eye drops were last dispensed to the enrollee.**
- (2) For a ninety (90) day supply, the enrollee requests the refill not earlier than seventy-five (75) days from the date the prescription eye drops were last dispensed to the enrollee.**
- (3) The prescribing practitioner has indicated on the prescription that the prescription eye drops are refillable and the refill requested by the enrollee does not exceed the refillable amount remaining on the prescription.**

**(c) The coverage required by subsection (b) must not be subject to dollar limits, copayments, deductibles, or coinsurance provisions that are less favorable to an enrollee than the dollar limits, copayments, deductibles, or coinsurance provisions that apply to coverage for prescription drugs generally under the individual contract or group contract.**

**(d) This section applies to an individual contract or a group contract issued, delivered, amended, or renewed after December 31, 2015.**



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President of the Senate

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President Pro Tempore

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Speaker of the House of Representatives

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Governor of the State of Indiana

Date: \_\_\_\_\_ Time: \_\_\_\_\_

**SEA 26**

